

**Thomas P. Riley, SBN 194706
LAW OFFICES OF THOMAS P. RILEY, P.C.
1114 Fremont Avenue
South Pasadena, CA 91030**

**Tel: 626-799-9797
Fax: 626-799-9795
TPRLA@att.net**

**Attorneys for Plaintiffs
J & J Sports Productions, Inc.**

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

**J & J Sports Productions, Inc.
Plaintiff,**

vs.

Israel Valencia Garcia, et al.

Defendant

CASE NO. 5:08-cv-00990 PVT

**PLAINTIFF'S EX PARTE
APPLICATION FOR AN ORDER
CONTINUING CASE MANAGEMENT
CONFERENCE; AND ORDER
(Proposed)**

Plaintiff J & J Sports Productions, Inc., hereby applies *ex parte* for an order continuing the initial Case Management Conference in this action, presently set for Tuesday, June 10, 2008 at 2:00 p.m. to a new date approximately thirty (30) to forty-five (45) days forward. This request is necessitated by the fact that Plaintiff only recently perfected service of process as to the Defendant named to this action.¹ Plaintiff awaits receipt of the Proof of Service which will be filed with this Court promptly thereafter.

In addition, as of this writing, Plaintiff has yet to receive an answer or any other responsive pleading from the Defendant and the Defendant has not contacted Plaintiff's counsel following service of the suit papers. As a result, Plaintiff's counsel has not conferred with the Defendant concerning the claims, discovery, settlement,

¹ Plaintiff informed by its process service firm that Defendant Israel Valencia Garcia was personally served on Wednesday May 28, 2008 at approximately 6:10 p.m.

1 ADR or any of the other pertinent issues involving the case itself or the preparation of a Case
2 Management Conference Statement.

3 **WHEREFORE**, Plaintiff respectfully requests that this Honorable Court continue the Case
4 Management Conference presently scheduled for Tuesday June 10, 2008 to a new date approximately
5 thirty (30) to forty-five (45) days forward in order that responsive pleadings may be filed by the
6 remaining Defendant and Plaintiff's counsel may thereafter confer with the Defendant and/or his
7 counsel and thereafter prepare and file a Joint Case Management Conference Statement for the Court's
8 review.
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11 Respectfully submitted,
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14 Dated: June 3, 2008

15 /s/ Thomas P. Riley

16 **LAW OFFICES OF THOMAS P. RILEY, P.C.**
17 By: Thomas P. Riley
18 Attorneys for Plaintiff
19 J & J Sports Productions, Inc
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PLAINTIFF'S EX PARTE APPLICATION FOR AN ORDER CONTINUING
CASE MANAGEMENT CONFERENCE; AND ORDER (Proposed)
CASE NO. 5:08-cv-00990 PVT
PAGE 2

1 ORDER (Proposed)
2

3 It is hereby ordered that the Case Management Conference in civil action number 5:08-cv-00990
4 PVT styled *J & J Sports Productions, Inc. v. Israel Valencia Garcia, et al.*, is hereby continued from
5 2:00 p.m., Tuesday, June 10, 2008, to July 15, 2008 at 2:00 p.m..

6 The Parties shall file a Joint Case Management Statement in advance of the Case Management
7 Conference pursuant to the Local Rules and the Standing Order of this Court.

8 Plaintiff shall also serve a copy of this Order on the Defendant and thereafter file a Certification
9 of Service of this Order with the Clerk of the Court.

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11 **IT IS SO ORDERED:**

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THE HONORABLE PATRICIA V. TRUMBULL
14 **United States District Court**
15 **Northern District of California**

16 Dated: 6/4/08
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